

**DESOTO COUNTY BOARD OF SUPERVISORS**  
**BOARD MEETING MINUTES**

**JESSIE L. MEDLIN, PRESIDENT, PRESIDING**

**November 15, 1999**

**A. CALL TO ORDER**

The November 15, 1999, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Jessie L. Medlin of DeSoto County.

Sheriff James Albert Riley, DeSoto County Sheriff was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----District 1  
Supervisor Eugene C. Thach-----District 2  
Supervisor Jimmy James-----District 3  
Supervisor John Caldwell-----District 4  
Supervisor Tommy Lewis-----District 5  
W. E. "Sluggo" Davis-----Chancery Clerk  
David Armstrong-----County Administrator  
James Albert Riley-----DeSoto County Sheriff  
William Austin-----Board Attorney

**B. INVOCATION**

The invocation was presented by County Administrator David Armstrong.

**C. REPRESENTATIVE WANDA JENNINGS - DRIVERS LICENSE BUILDING**

Representative Wanda Jennings notified the Board of Supervisors that she had received a phone call from Colonel Ford of the Mississippi Highway Safety Patrol. Ms. Jennings said that Colonel Ford told her that DeSoto County would be getting the drivers license building and that it would be bricked with all of the amenities requested by the architect. County Administrator David Armstrong said that he had spoken with Doug Thornton, the architect/engineer, and he said that the information that Representative Jennings received was correct.

Representative Jennings said that they are working on getting extra workers for the new drivers license building. Ms. Jennings informed the Board that the current workers are contract workers and that if anyone has a complaint about the workers, the Batesville MHP headquarters should be contacted.

**D. OLD BUSINESS**

**1. Petition to Abandon Stacey Drive**

Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to hold this item over. The **motion passed** by a vote as follows:

**ITEM D.1, CONTINUED,**

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Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

2.           **Roads - Request to Take in Road North of Goodman Road**

Supervisor John Caldwell notified the Board that Supervisor Eugene Thach had inspected the road north of Goodman Road. Supervisor Caldwell said that this request is similar to past requests in that the road is a gravel road that has accumulated houses over a period of time. Supervisor Caldwell said he recommended taking in the road if the ROW is dedicated. Supervisor Tommy Lewis said that he thought this issue should be held over since Supervisor Eugene Thach is absent. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to hold this item over. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

3.           **Memorandum of Agreement between DeSoto County and MDOT**

Planning Director Merritt Powell notified the Board of Supervisors that he needed authorization to sign the Memorandum of Agreement between DeSoto County and MDOT in connection with the mandate to update the Mississippi Long Range Transportation Plan. Mr. Powell said that the agreement is a long range plan that needed to be approved every five years. He said that a consultant will be hired and they are asking for one designee from the county.

At the recommendation of Planning Director Merritt Powell, Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the Memorandum of Agreement between DeSoto County and MDOT and to authorize Merritt Powell to sign the agreement. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit D.3\*\***

E.           **NEW BUSINESS**

1.           **Authorization to Open Bids - Metro Narcotics**

Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to authorize County Administrator David Armstrong or his designee to open bids on December 3, 1999 at 10:00 a.m. for two used vehicles for Metro Narcotics. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT

**ITEM E.1, CONTINUED,**

Supervisor Jimmy James-----YES

Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.1\*\***

**2. Disposal of Property**

Vanessa Lynchard presented an inventory disposal request from the County Judge to dispose of an IBM computer and monitor and a Hewlett Packard printer. Vanessa said that Data Processing had approved the disposal. Supervisor Tommy Lewis asked that all disposals of property be followed up to make sure that the property does not end up on another department's inventory. Vanessa said that the form includes blanks to show the location and who destroyed the property.

Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded a motion to approve the disposal of Property Number 06015, Serial Number 1071G15, an IBM monitor, Property Number 06013, Serial Number AN095A5160, an IBM computer, and Property Number 6289, Serial Number 2686A, a Hewlett Packard printer. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.2\*\***

**3. Authorization to Sign Form - EMS - Franklin Collections**

Vanessa Lynchard notified the Board of Supervisors that EMS Director Bobby Storey needed authorization to sign the form allowing Franklin Collections to take funds collected for EMS and then distribute the funds back to EMS. Vanessa said that Board Attorney Bill Austin had reviewed the form and approved it. Supervisor John Caldwell made a motion and Supervisor Jimmy James seconded the motion to authorize EMS Director Bobby Storey to sign the Assignment and Affidavit to Account for Franklin Collections. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.3\*\***

**4. Civic Center Loan Agreement**

Vanessa Lynchard notified the Board of Supervisors that the Civic Center Loan Agreement had been approved by the CVB and signed by Rex Haynes. Vanessa said that Stuart Taylor, Director of the Civic Center, had also reviewed the agreement and approved it. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the Civic Center Loan Agreement in the amount of \$151,366.37 for FY99. In addition, the loan

**ITEM E.4, CONTINUED,**

agreement carries over the FY98 loan amount of \$47,209.20 as well. The motion passed by a vote as follows:

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Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.4\*\***

**5. T. H. Walker - Civil Defense**

**a. Warning System**

Director of Emergency Management, T. H. Walker informed the Board that he would report back to the Board in January with figures on the warning system.

**b. New Vehicles**

T. H. Walker informed the Board that Search and Rescue does not have a vehicle capable of hauling the river boat. Mr. Walker said that he had requested a truck in the FY00 budget but did not receive it. Mr. Walker said that he needed a one ton, 4 wheel drive truck. He said the State contract price for this vehicle is \$24,551.00.

Supervisor Tommy Lewis asked how often the vehicle would be used. Mr. Walker said that the vehicle will not be used very often for the boat but that it would be used for other purposes several times a week. Supervisor Lewis asked if he would consider a used vehicle. Mr. Walker said yes as long as it is dependable. Supervisor John Caldwell said that Kenny Gunn may have a vehicle that Search and Rescue can use.

Supervisor Jessie Medlin asked if there are any grant funds available to pay a percentage of the vehicle. Mr. Walker said that he would check and report back to the Board.

**c. Building**

T. H. Walker notified the Board that Search and Rescue is still in the old Nesbit Fire Station and wanted to know if the Board had an alternate building in case the Fire Station becomes unavailable. County Administrator David Armstrong said that the county is looking at the possibility of constructing another building and if so, Search and Rescue will be housed in it. Mr. Walker said they also need warehouse space. Mr. Armstrong said that there will be warehouse space available if they build another building.

**d. SAR Equipment**

T. H. Walker informed the Board that Search and Rescue had already used the \$3,550.00 budgeted for equipment and that \$1,525.00 was needed now to pay for a boat motor. In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the budget amendment for Search and Rescue under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

**ITEM E.5.d, CONTINUED,**

Decrease	001-901-999	General Fund	\$1,600.00
Increase	001-225-935	Equipment	\$1,600.00

The **motion passed** by a vote as follows:

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Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**e. Other Issues**

T. H. Walker presented a check to the Board of Supervisors from the City of Horn Lake for its contribution to Civil Defense for FY 2000. Supervisor John Caldwell made a motion and Supervisor Jimmy James seconded the motion to accept the check in the amount of \$3,000.00 from the City of Horn Lake for its contribution to Civil Defense for FY 2000. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**f. Approval to Renew Lease with Nesbit Fire Department**

Vanessa Lynchard notified the Board of Supervisors that the lease between Nesbit Fire Department and Civil Defense needs to be renewed. Vanessa said that T. H. Walker, Director of Civil Defense and the Nesbit Fire Department both want to continue the lease and that it will be the same terms as the current lease. Supervisor Jimmy James made the motion and Supervisor Tommy Lewis seconded the motion to approve the contract between Nesbit Fire Department and Civil Defense for a permanent headquarters in exchange for utilities only for a period of one year beginning November 1, 1999 and ending October 31, 2000. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.5.f\*\***

**6. Budget Amendment**

**a. Chancery Court Reporter**

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for Chancery Court Reporters under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

**ITEM E.6.a, CONTINUED,**

Decrease	001-174-603	Office Supplies	\$350.00
Increase	001-174-523	Contract Printing	\$350.00

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES

Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.6.a\*\***

**b. Extension Service**

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for Extension Service under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-631-605	Other Office Supplies	\$55.00
Increase	001-631-571	Dues & Subscriptions	\$55.00

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.6.b\*\***

**c. Sheriff's Department**

Vanessa Lynchard reminded the Board that the Sheriff's Department was approved to carry over excess funds from FY99 to purchase an additional patrol car. Vanessa said that a budget amendment is necessary to purchase the additional patrol car. In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for the Sheriff's Department under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-202-930	Purchase of Automobiles	\$19,203.00
Increase	001-000-398	Beginning Cash Balance FY00	\$19,203.00

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES

**ITEM E.6.c, CONTINUED,**

Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.6.c\***

**7. Holidays**

Vanessa Lynchard notified the Board that the State declared Thursday, November 25, 1999 and

Friday, November 26, 1999 as the Thanksgiving holidays. Vanessa said that the State will observe Christmas on Friday, December 24, 1999 and Monday, December 27, 1999, and New Year’s Day on Friday, December 31, 1999 and Monday, January 3, 2000, with the Mondays being the legal holidays. The Board of Supervisors discussed the holiday schedule.

Supervisor John Caldwell made a motion and Supervisor Jimmy James seconded the motion to declare November 25 and November 26, 1999 as Thanksgiving holidays, December 24 and December 27, 1999 as Christmas holidays, and a half day beginning at noon on December 31, 1999 and January 3, 2000 as New Year’s holidays. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----NO  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.7\*\***

Chancery Clerk Sluggo Davis asked when the Board members are going to be sworn in. Board Attorney Bill Austin said that per statute, the Board has to be sworn in prior to or on the first Monday of the year. Mr. Austin also suggested that Gerald Clifton and the other Supervisors have their bond papers completed prior to the last week of December. Mr. Austin said he would check to see how early the Board members can be sworn in.

**8. Courthouse Renovation Bids**

Courtney Fussell of Allen and Hoshall informed the Board of Supervisors that they are not prepared to recommend a bid on the Courthouse renovation today. Ms. Fussell said that they have 60 days to make a recommendation. Supervisor Jimmy James made the motion and Supervisor Tommy Lewis seconded the motion to take the Courthouse renovation bids under advisement. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.8\*\***

**9. Administration Building**

**a. Approval of Contracts for Furniture**

Courtney Fussell of Allen and Hoshall presented contracts on furniture for the administration building to the Board of Supervisor for approval. Vanessa Lynchard said that all of the furniture bids have been approved. Supervisor Eugene Thach asked if the contracts came in lower or higher. Ms. Fussell said that all of the contracts are lower than expected. Supervisor John Caldwell said that all furniture had been approved except the comptroller’s desk where the room was designed in the wrong direction. Ms. Fussell said that she would get the order number for the comptroller’s desk from Vanessa. Vanessa said they are holding the order on the desk for now because there is no room to store it.

Supervisor Eugene Thach made a motion and Supervisor John Caldwell seconded the motion to

**ITEM E.9.a.(1), CONTINUED,**

approve the furniture contract with Business Interiors in the amount of \$44,000.00. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.9.a.(1)\*\***

Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to approve the furniture contract with Mills Morris in the amount of 25,811.06. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.9.a.(2)\*\***

Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to approve the furniture contract with Memphis Business Interiors in the amount of

\$14,553.33. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.9.a.(3)\*\***

Supervisor Jimmy James made the motion and Supervisor John Caldwell seconded the motion to approve the furniture contract with Office Scapes, Inc. in the amount of \$11,515.56. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.9.a.(4)\*\***

Vanessa Lynchard told the Board that the furniture contract with the Board table on it is being held because the price included a table for only eight people instead of for nine people. Supervisor John Caldwell asked why it was designed for only eight people. Courtney Fussell said it was never addressed when it was wrong in the design. Supervisor Caldwell asked if the architect will pay to correct the problem. Ms. Fussell said she was not sure yet but she would know something on the Board table by Wednesday of this week. Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to carry this matter over until November 29, 1999 and to give Allen and Hoshall the authority to negotiate the price. The **motion passed** by a unanimous vote.

**b. Rejecting Bids for Systems Furniture and Authorization to Buy off of State Contract at a Negotiated Price**

Vanessa Lynchard notified the Board of Supervisors that approval was needed to reject the bids for the systems furniture for Group A and to purchase the systems furniture off of State Contract at a negotiated price. Supervisor Eugene Thach asked why the bids needed to be rejected. Board Attorney Bill Austin said there is no breakdown between the installation fee and the furniture fee and that a breakdown is needed to comply with statute. Supervisor John Caldwell made a motion and Supervisor Jimmy James seconded the motion to reject the bids for systems furniture and authorized the systems furniture to be purchased from Herman Miller off of State Contract at a negotiated price. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----NO  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**c. Approval to Contract for Installation**

Vanessa Lynchard notified the Board of Supervisors that approval was also needed to contract for installation of the systems furniture. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to contract for installation of the systems furniture with the total cost of installation and furniture not to exceed the bid price of \$96,424.43. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----NO  
Supervisor Jimmy James-----YES

**ITEM E.9.c, CONTINUED,**

Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**10. Reaffirming Minimum Wage**

Vanessa Lynchard notified the Board of Supervisors that while working on codification, she and Board Attorney Bill Austin reviewed minimum wage and found that the last approved order is below the federal rate. Mr. Austin suggested that the Board keep minimum wage at federal standards. Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to set minimum wage to correspond with the federal standard. The **motion passed** by a vote as follows:



Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**11. Approval of Late Bill - Dr. Meacham**

Vanessa Lynchard presented a late invoice to the Board of Supervisors from Dr. Robert Meacham for prisoner medical services. Vanessa said that Dr. Meacham did not get the invoice turned in before the deadline and Comptroller Dale Thompson needs to know if the Board wants to pay the invoice now or hold it over and put it on the claims docket in December. Supervisor Tommy Lewis made a motion and Supervisor Jimmy James seconded the motion to pay the invoice from Dr. Robert Meacham for prisoner medical services and authorized the clerk to write the check in the amount of \$2,751.20. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.11\*\***

Vanessa Lynchard informed the Board that Dr. Meacham will be at the next Board meeting to discuss the prisoner medical contract.

**12. Merritt Powell - Robbie Lee Road**

Merritt Powell notified the Board of Supervisors that there is a disagreement between the two landowners as to whom owns the road property. Mr. Powell asked if the Planning Commission should issue building permits on houses on the property. Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to take this matter under advisement until reviewed by the Board Attorney. The **motion passed** by a unanimous vote.

**\*\*See Exhibit E.12\*\***

**13. Pawn Shop Ordinance**

Supervisor John Caldwell informed the Board that he has gotten several requests about establishing a pawn shop ordinance. Supervisor Caldwell said that Justice Court Judge Ken Adams said that an ordinance is needed to regulate business hours on the pawn shops. Supervisor Caldwell said that Judge Adams said that hour limits would help deter individuals

**ITEM E.13, CONTINUED,**

from being able to sell stolen property at all hours of the night. Supervisor John Caldwell made a motion and Supervisor Eugene Thach seconded the motion to authorize Planning Director Merritt Powell to review the pawn shop act and then make a recommendation to the Board about a pawn shop ordinance. The **motion passed** by a unanimous vote.

**14. Transfer of Funds**

**a. Metro Narcotics Seized to Metro Narcotics Forfeitures**

At the recommendation of the Comptroller, Dale Thompson, Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to authorize and instruct the Chancery Clerk of the Board of Supervisors, pursuant to Section 41-29-185 of the Mississippi

Code of 1972, as amended, and pursuant to the attached Declaration of Forfeiture signed by Stacey Spriggs, Attorney to transfer the following forfeited funds that were seized by Metro Narcotics:

Charles Burgett	seized 8/30/97	\$ 429.87
William A. Belchia	seized 7/04/99	\$ 287.00
Transfer From 123-900-950	Metro Narcotics Seized	\$ 716.87
Transfer To 105-000-388	Metro Narcotics Forfeitures	\$ 716.87

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.14.a\*\***

**b. Reimbursement to Administration Account from Courthouse Renovation**

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for the Administration Building Construction Fund under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Transfer from 361-702-950	Courthouse Renovation Bonds	\$246,910.75
Transfer to 360-000-384	Administration Building Construction Fund	\$246,910.75

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.14.b\*\***

**ITEM E.14.c, CONTINUED,**

**c. Sheriff’s Department Matching Fund to Metro Narcotics Grant**

Vanessa Lynchard notified the Board that this transfer of funds is for the portion of the Metro Narcotics grant match that the Board agreed to pay. In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Jimmy James made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for Metro Narcotics under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Transfer from 115-000-384	Sheriff’s Department	\$30,000.00
Transfer to 001-200-950	Metro Narcotics	\$30,000.00

The **motion passed** by a vote as follows:

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Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.14.c\*\***

**d. General Fund to Volunteer Fire**

Vanessa Lynchard notified the Board of Supervisors that they need to transfer \$11,866.00 to Volunteer Fire Department and that this amount is in the EMS budget. Vanessa said that this is an interfund transfer based on the budget. In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Jimmy James made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for Volunteer Fire under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Transfer from	001-900-950	General Fund	\$11,866.00
Transfer to	101-000-384	Volunteer Fire	\$11,866.00

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.14.d\*\***

**15. Interfund Loan**

**a. General Fund to Solid Waste**

County Administrator David Armstrong notified the Board of Supervisors that an interfund loan from the General Fund to Solid Waste is needed until taxes are collected. In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors

**ITEM E.15.a, CONTINUED,**

did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for the Solid Waste under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Transfer from	001-000-053	General Fund	\$300,000.00
Transfer to	112-000-148	Solid Waste	\$300,000.00

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.15.a\*\***

**b. General Fund to Administration Building I & S Fund**

Vanessa Lynchard informed the Board of Supervisors that an interfund loan is necessary from the General Fund to the Administration Building I & S Fund to pay the debt payment due November 25, 1999 and that the interfund loan will be repaid when taxes are collected. In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for the Administration Building I & S Fund under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Transfer from	001-000-053	General Fund due from Administration Building I & S	\$105,000.00
Transfer to	212-000-148	Administration Building I & S due to General Fund	\$105,000.00

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.15.b\*\***

**16. Roads**

- a. Weight Limits**
- b. Speed Limits**

Vanessa Lynchard informed the Board of Supervisors that while working on the codification for the Municipal Code, she and Board Attorney Bill Austin found board orders regarding weight limits and speed limits for public roads and streets in DeSoto County that needed to be reviewed and updated. Supervisor Tommy Lewis made a motion and Supervisor Jimmy James seconded the motion to have the Road Manager review the weight limits and speed limits and give a recommendation to the Board of Supervisors regarding the weight limits and speed limits for

**ITEM E.16, CONTINUED,**

public streets and roads in DeSoto County by November 29, 1999. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.16.a and E.16.b\*\***

**17. Investment of Surplus Funds**

In accordance with Section 19-2-29 of the Mississippi Code, which states that whenever any county shall have on hand any bond and interest funds, any funds derived from the sale of bonds, special funds, or any other funds in excess of the sums which will be required to meet the current needs and demands of no more than seven (7) business days, the Board of Supervisors of such county shall invest such excess funds.

At the recommendation of the Comptroller, Dale Thompson, Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the investment of surplus funds to Trustmark National Bank and Bank of Mississippi, who were the high bidders that placed their bids as follows:

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<u>INVESTMENT</u>	<u>BANK</u>	<u>AMOUNT</u>	<u>RATE</u>	<u>DAYS</u>
11/12/99	Trustmark	\$17,577,500.00	5.815	61
11/12/99	Bank of Mississippi	\$ 5,422,500.00	5.512	26

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.17\*\***

**18. Storm Water Management Meeting**

Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to authorize the Board of Supervisors, County Administrator David Armstrong, and Planning Director Merritt Powell to attend the Storm Water Management Meeting on November 23, 1999 at the State Capital in Jackson, Mississippi regarding storm water management requirements on state and local governments to help implement storm water management measures. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.18\*\***

**19. Making Employment of Civic Center Marketing Manager Part of Minutes**

Vanessa Lynchard notified the Board of Supervisors that a marketing manager had been hired for the Civic Center and Ginger Allison, Personnel Director, needed authority to pay him. Stuart Taylor, Director of the Civic Center, said that Marty Brown was hired as the marketing manager effective November 1, 1999 and he has enrolled in the Leadership DeSoto Plan with Jim Flanagan. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to make the employment of Marty Brown as the Civic Center Marketing Manager effective November 1, 1999 a part of the minutes. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**20. Approval to Pay for Certification Training and Dues for Election Commissioners**

Vanessa Lynchard notified the Board of Supervisors that the funds are in the budget to pay for the certification training and dues for the Election Commissioners and that travel needed to be approved for the Election Commissioners to attend the annual seminar on January 20, 21, and  
**ITEM E.20, CONTINUED,**

22, 2000 in Jackson, Mississippi. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve travel for the Election Commissioners to Jackson, Mississippi on January 20, 21, and 22, 2000 for the ECAM 2000 Annual Seminar in Convention and to authorize the clerk to write the check for the registration and dues in the amount of \$220.00 for each Election Commissioner. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.20\*\***

**F. EXECUTIVE SESSION**

The “Executive Session” portion of this meeting is presented under the portion of minutes called “Executive Session.

**G. OTHER ISSUES**

**1. Civic Center Operations Manager**

County Administrator David Armstrong addressed the Board of Supervisors regarding the operations manager for the Civic Center. Mr. Armstrong requested that the Board make the operations manager a county employee so that when the position is filled the person can

receive County benefits. Mr. Armstrong said that the Civic Center will reimburse the County. Supervisor Jessie Medlin asked when the County will be reimbursed. Stuart Taylor, Director of the Civic Center said that the schedule had not been decided yet. Mr. Taylor said that this is the only position not in the budget and that the rest are County employees. Supervisor John Caldwell asked if the holidays and overtime had been worked out. Board Attorney Bill Austin said that the Civic Center is an independent agency per the Audit Department and that he would check with the Audit Department to see if the Civic Center can work under another handbook.

Board Attorney Bill Austin recommended that the Civic Center reimburse the County on a monthly basis. Mr. Austin said that there is no need to do a budget amendment for the position. County Administrator David Armstrong said that the operations manager will be paid out of the budget that the Board allocated for the Civic Center.

Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to allow the Civic Center to hire an operations manager as a County employee with benefits and for the Civic Center to reimburse the County on a monthly basis. The **motion passed** by a unanimous vote.

**2. Driveways on Getwell Road**

Mr. And Mrs. Wiseman who reside on Getwell addressed the Board of Supervisors regarding their driveways. Mrs. Wiseman said that when Getwell Road was widened, the black top was broken up on the south driveway, and on the north end. It is now too narrow to get a horse trailer out of the driveway. Supervisor John Caldwell asked if the driveways were wider before construction. Mrs. Wiseman said that there were double culverts at both ends before construction. Ms. Wiseman said that they only want what they had prior to the road being widened. She said that they wanted the black top damaged by the rollers on the south end repaired and the culvert widened on the north end. Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to have the County Engineer inspect the driveways on Getwell Road and report back to the Board with a recommendation. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----ABSENT  
Supervisor Jimmy James-----YES

**ITEM G.2, CONTINUED,**

Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**3. Fiber Optics**

Robert Duez and John Hogue of H. K. Ward and Associates addressed the Board of Supervisors about fiber optics on county roads. Mr. Duez said that the State had already given the right of ways on the State highways and that they needed a letter of no objection from the Board regarding fiber optics. Supervisor Eugene Thach said that his only concern is repairing any damages incurred. Mr. Duez said that there will be a team to access and repair damages and that there will be a permanent office in Olive Branch and another office on the construction site in Lafayette County. Supervisor Jessie Medlin asked who will move the fiber optics if the road is widened. Mr. Duez said that it is in the contract that they will move the fiber optics with a 180 day notice at the company’s expense. County Administrator David Armstrong said that the County Engineer is the contact for the Board. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to write a letter of no objection pending approval of the County Engineer. The **motion passed** by unanimous vote.

**4. Prisoner Medical Fees**

Mayor Greg Davis of the City of Southaven informed the Board of Supervisors that they reviewed their jail fees back to 1998 and that the City of Southaven owes \$12,681.00. Mayor Davis said that it is on the docket for Tuesday, November 16, 1999 to be paid.

**5. Sallyport at DeSoto County Jail**

Bert Poletti of Allen and Hoshall informed the Board of Supervisors that the sallyport at the jail should be through but the fan was not ordered. Supervisor Jessie Medlin said that the sallyport needs to be made a priority and completed as soon as possible. Kenny Evans, Director of Buildings and Grounds said that the electrical doors will be there Wednesday.

**6. Workforce Investment Act**

Supervisor Eugene Thach informed the Board that he had attended the meeting on the Workforce Investment Act and that the service delivery districts were discussed. Supervisor Thach said that they will meet again on November 22, 1999 to meet with Randy Kelly with Three Rivers Planning to further discuss the districts. Supervisor Thach said that 27 counties will also meet in December and that it will be beneficial if there is a representative there from DeSoto County.

**7. County Vehicles**

Supervisor John Caldwell said that he would prefer to receive mileage than use a county vehicle. Board Attorney Bill Austin said that the Board could choose either option but that it is usually based on availability of a county vehicle. Supervisor Jessie Medlin asked if they would have to come to the office before mileage begins. Mr. Austin said he would check but he thought the Board was supposed to be preapproved to receive mileage.

**8. Campaign Signs**

Road Manager Kenny Gunn asked if the Board wanted the campaign signs removed from the right of ways. The Board notified the Road Manager to remove the signs only from the right of ways.

**ITEM G.9, CONTINUED,**

**9. Central Maintenance Equipment**

Road Manager Kenny Gunn requested authorization to purchase a used blower for \$1,200.00 from Sammy Mathis and asked for approval to send the road crew to get it. Mr. Gunn said that the City of Southaven is going to donate a diesel generator for the blower. Supervisor Jimmy James made the motion and Supervisor John Caldwell seconded the motion to authorize the Road Manager to purchase a blower from Sammy Mathis for \$1,200.00 and to send the road crew to get the blower, and authorized the clerk to write the check. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----ABSENT

**10. Central Maintenance Vehicles**

Road Manager Kenny Gunn requested approval to purchase two trucks and one car for Central Maintenance. Mr. Gunn said that funds are in his budget for the vehicles. Mr. Gunn said the car will be for him because his has over 100,000 miles. Mr. Gunn asked what the Board

wanted him to do with his vehicle. The Board told Road Manager Kenny Gunn to sell his vehicle. Supervisor Jimmy James made the motion and Supervisor John Caldwell seconded the motion to allow Road Manager Kenny Gunn to purchase two trucks and one car for Central Maintenance at the State contract price. The **motion passed** by a unanimous vote.

**11. Horn Lake Middle School Practice Field**

Road Manager Kenny Gunn gave a report to the Board of Supervisors on the Horn Lake Middle School practice field. Mr. Gunn said that the field needed to be surveyed and leveled and that the work would take approximately two weeks depending on the weather. Mr. Gunn said that Horn Lake Middle School also wants the field to be completely graded. Supervisor John Caldwell said that two weeks is too long and that the school should do their own work. Supervisor Eugene Thach suggested that the school contract the work themselves. Supervisor John Caldwell said that he talked to Superintendent Jerry Baird and Coach Wendell Davis about the school paying for the work and Mr. Baird suggested that the coaches do the work during the summer months. Supervisor Tommy Lewis and Supervisor Jimmy James said that the Board should do the work for the kids.

Supervisor Jimmy James made the motion and Supervisor John Caldwell seconded the motion for Road Manager Kenny Gunn to survey, level, and grade the practice field at Horn Lake Middle School. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----NO  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**12. Nail Road**

Road Manager Kenny Gunn informed the Board of Supervisors that the bluffs at Star Landing Road are sinking due to erosion and are level with the flow line. The Road Manager said the County should get the ROW to lay the banks back. Mr. Gunn said Nail Road is sinking and

**ITEM G.12, CONTINUED,**

needs to be built up. The Board said that the money is in the budget and that the Road Manager should go ahead and correct the problem. The Board of Supervisors suggested getting with the County Engineer.

**13. Star Landing Road**

Road Manager Kenny Gunn told the Board of Supervisors that on the south side of Star Landing Road on the other side of the railroad tracks, there is a huge drop. Mr. Gunn asked if the Board wanted a temporary or a long term solution to the problem on Star Landing Road. Mayor Greg Davis said he thought that MDOT is buying the right of ways for this plan. Supervisor Jessie Medlin said that Mr. Gunn needed to check with MDOT to see what they are doing.

Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to recess until November 29, 1999 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 15<sup>th</sup> day of November, 1999, these minutes have been read and approved by the DeSoto County Board of Supervisors.

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Jessie L. Medlin, President

**11/15/99**

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**J. L. M.**



**J. L. M.**

**11/15/99**